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CONTINUED PROSECUTION APPLICATION (CPA)

REQUEST TRANSMITTAL

(Only for Continuation or Divisional Applications under 37 CFR 1.53(d))

Address to: Assistant Commissioner for Patents Box CPA Washington DC 20231	Attorney Docket No.	P98,0774
	First Named Inventor	Bryan et al.
	Express Mail Label No.	EM156044455US
	Date:	December 30, 1998

This is a request for a X continuation or _____ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 08/944,234 filed on 10/06/97, entitled "Drill Head for Use in Placing a Vertebral Body Disc Device"

1. _____ Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application.
2. X A preliminary amendment is enclosed.
3. _____ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - a. _____ **DELETE** the following inventor(s) named in the prior nonprovisional application: _____
 - b. _____ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. _____ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
 - a. X PTO-1449
 - b. X Copies of IDS Citations

CLAIMS AS FILED					
	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) BASIC FEE
TOTAL CLAIMS		17		\$9.00	
INDEPENDENT CLAIMS		2		\$39.00	
	ANY MULTIPLE DEPENDENT CLAIMS? ()YES (X)NO				
				TOTAL FILING FEE - >	\$380.00

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6. Small entity status:

- a. ☐ A small entity statement is enclosed
- b. ☒ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
- c. ☐ Is no longer claimed.

7. The Commissioner is hereby authorized to charge any additional fees which may be required **in connection with this application**, or credit any overpayment to Account No. **08-2290**. *A duplicate copy of this sheet is enclosed.*

8. ☒ A check in the amount of \$380.00 to cover the filing fee is enclosed.

9. ☐ Other: Applicant petitions the Commissioner of Patents and Trademarks to extend this time for response to the Office Action dated _____ for _____ month so that the period for response is extended to _____.
A check in the amount of \$ _____ is attached to cover the cost of the extension.

Respectfully submitted

By: Todd S. Parkhurst

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When phoning re: this application
please call (312) 876-0200 Ext. 3249

#(1)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	Vincent E. Bryan et al.	DOCKET NO:	P98,0774
SERIAL NO.:	08/944,234	GROUP ART NIT:	3309
FILED:	October 6, 1997	EXAMINER:	G. TUCKER
		BATCH NO.:	J67
INVENTION:	DRILL HEAD FOR USE IN PLACING AN INTERVERTEBRAL DISC DEVICE		

Assistant Commissioner for Patents
Box CPA
Washington, DC 20231

**PRELIMINARY AMENDMENT TO
CONTINUATION PATENT APPLICATION**

SIR:

Prior to examination of this Continuation Patent Application, please amend this

Application as follows:

In the Specification:

Please amend the Specification as indicated in the accompanying copy of the Specification. The intended amendments are shown by brackets and underlining. A cleanly-typed copy of the revised Specification accompanies this Preliminary Amendment.